


Interview Summary	Application No. 09/326,526	Applicant(s) Garner	
	Examiner James Phan	Group Art Unit 2872	

All participants (applicant, applicant's representative, PTO personnel):

(1) James Phan (3) _____

(2) Mr. Flores (4) _____

Date of Interview Jun 26, 2001 and July 02, 2001

Type: a) ☒ Telephonic b) ☐ Video Conference
 c) ☐ Personal [copy is given to 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No. If yes, brief description:

Claim(s) discussed: 1, 2, and 4-6

Identification of prior art discussed:
WO 99/42813

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Mr. Flores stated that the declaration filed 3/1/01 is sufficient to support the claimed invention and thus, the document WO 99/42813 is no longer a prior art. The examiner stated that he did not agree because the lab notebook pages in the declaration do not show the structure of the claimed apparatus recited in independent claim 1 and thus, he did not give any weight for the declaration. Mr. Flores also stated that he would amend claim 1 to include the allowable feature defined in claim 7 so as to place the application in the condition for allowance. The examiner agreed.


In addition, on Monday, July 2, 2001, it was agreed to inserted the discussed allowable feature into claim 15 so as to make claim 15 distinct from the discussed prior art. See examiner's amendment.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

i) ☒ It is not necessary for applicant to provide a separate record of the substance of the interview (if box is checked).

Unless the paragraph above has been checked, THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


James Phan
Primary Examiner